

# House File 773 - Introduced

HOUSE FILE \_\_\_\_\_  
BY COMMITTEE ON HUMAN  
RESOURCES

(SUCCESSOR TO HSB 259)

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

## A BILL FOR

1 An Act relating to criteria under the medical assistance program  
2 for admission to a psychiatric medical institution for  
3 children.  
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
5 TLSB 1568HV 83  
6 jp/rj/8

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1 1 Section 1. Section 135H.3, Code 2009, is amended by adding  
1 2 the following new unnumbered paragraph:  
1 3 NEW UNNUMBERED PARAGRAPH. If a child is diagnosed with a  
1 4 biologically based mental illness as defined in section  
1 5 514C.22 and meets the medical assistance program criteria for  
1 6 admission to a psychiatric medical institution for children,  
1 7 the child shall be deemed to meet the acuity criteria for  
1 8 inpatient benefits under a group policy, contract, or plan  
1 9 providing for third-party payment or prepayment of health,  
1 10 medical, and surgical coverage benefits issued by a carrier,  
1 11 as defined in section 513B.2, or by an organized delivery  
1 12 system authorized under 1993 Iowa Acts, chapter 158, that is  
1 13 subject to section 514C.22. Such benefits shall not be  
1 14 excluded or denied as care that is substantially custodial in  
1 15 nature under section 514C.22, subsection 8, paragraph "b".

### EXPLANATION

1 17 This bill relates to the criteria under the medical  
1 18 assistance (Medicaid) program for a child's admission to a  
1 19 psychiatric medical institution for children (PMIC). The bill  
1 20 amends Code section 135H.3, relating to the nature of care in  
1 21 a PMIC. The amendment provides that if a child requires  
1 22 treatment for a biologically based mental illness and meets  
1 23 the Medicaid program criteria for PMIC admission, the child  
1 24 also meets the acuity criteria for inpatient benefits under  
1 25 various types of health care coverage. The term "biologically  
1 26 based mental illness" means the same as defined in Code  
1 27 section 514C.22, relating to health and accident insurance  
1 28 coverages for such illnesses. The bill specifies that the  
1 29 inpatient benefits cannot be excluded or denied under that  
1 30 Code section as care that is substantially custodial in  
1 31 nature.  
1 32 LSB 1568HV 83  
1 33 jp/rj/8